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PATENT
016295.1510

CERTIFICATE OF MAILING OR TRANSMISSION
37 C.F.R. § 1.8

Pursuant to 37 C.F.R. § 1.8, I hereby certify that I have information and a reasonable basis for belief that this paper will be transmitted by facsimile to facsimile telephone number (571) 273-8300 on September 11, 2008.

Signature _____

9-11-08
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Vasudevan et al.

Application No.: 10/730,349

Filed: December 8, 2003

For: Transaction Transfer During a Failover of a Cluster Controller or Server

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Group No. 2113

Examiner: Elmira Mehrmanesh


**RESPONSE TO OFFICE ACTION MAILED JUNE 19, 2008**

In response to the Office Action mailed June 19, 2008, Applicants submit this response and respectfully request reconsideration of the Examiner's objections and rejections.

Applicants hereby authorize and instruct the U.S. Patent and Trademark Office to charge Deposit Account No. 02-0383 (matter 016295.1510) of Baker Botts L.L.P. the amount of \$1,540.00 for the Petition Fee and for any additional charges necessary for the filing of this response.

HOU03:1172614

Respectfully submitted,



Roger Fulghum  
Registration No. 39,678

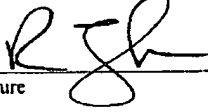
Baker Botts L.L.P.  
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Baker Botts Docket Number: 016295.1510

Date: September 11, 2008

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|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|
| <b>CERTIFICATE OF MAILING OR TRANSMISSION</b><br>37 C.F.R. § 1.8                                                                                                                                                             |                 |
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| <br>Signature                                                                                                                               | 9-11-08<br>Date |

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**AMENDMENT AND REMARKS**

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